

Deficiency Status Report 4

Status Report Submitted: 10-23-07

CUPA Name: Santa Barbara County Fire Department

Evaluation Date: June 9-10, 2005

Next Status Report Due: October 10, 2007

State Evaluation Team:

Cal/EPA Team Leader: John Paine

DTSC Evaluator: Mark Pear

OES Evaluator: Brain Abeel

Based on the CUPA's corrective action responses, the following deficiencies are considered corrected and no further updates are required: 1, 2, 4, 5, 6, 7

Please update the deficiencies below that remain in progress.

Deficiencies and Corrective Actions

- 1. Deficiency:** The CUPA is not meeting the inspection frequency for the CalARP and Hazardous Waste Generator Programs.

Preliminary Corrective Actions: The CUPA shall develop a mechanism to ensure that all stationary sources and generators within their jurisdiction are inspected at least every three years.

Information Request: In the CUPA's update, state the rationale for the discrepancy between FY 05/06 Report 3 total number of regulated CalARP businesses, 52, and the CUPA's stated total number of regulated CalARP businesses, 17. This deficiency will be considered corrected once the explanation is received.

CUPA's 2nd Status Update:

The annual report information submitted for last year, 2005-2006, was compiled in September, 2006, from our Envision data base. Since that time we have been addressing the CalARP facilities in this county. The number of facilities has been reduced due to changes in processes or chemical usage over the past several years. We will be re-evaluating the remaining facilities during the next year to determine if any others need to be in or out of the program.

According to our data base, the number of currently active CalARP program facilities is 17. The number of "pending determination" facilities is

27. We will be dealing with these “pending” facilities, in a concerted manner during this next year.

Cal/EPA's 2nd Response: This deficiency is considered corrected.

2. **Deficiency:** The CUPA's UST Permit does not a list of all the permit conditions.

Preliminary Corrective Actions: The CUPA will amend their permit to include these conditions as the permits are renewed.

Cal/EPA's 1st Response: This deficiency is considered corrected.

3. **Deficiency:** The Area Plan is missing the following two required elements: (1) Monitoring and decontamination guidelines for emergency response personnel and equipment and (2) Provisions for access to state approved and permitted hazardous waste disposal facilities and emergency response contractors.

Preliminary Corrective Actions: The CUPA will update the Area Plan, incorporating all the missing elements, and forward a copy of the revised plan to the evaluation team leader within 6 months (December 15, 2005).

CUPA's 2nd Status Update: We are in the process of obtaining an LEPC grant to update our Area Plan. I have the application and have spoken to a consultant regarding the necessary steps to accomplish our update. The grant applications are submitted during May. We will be applying for a two year grant.

Cal/EPA's 2nd Response: On the next status report, update Cal/EPA on the status of this deficiency.

CUPA's 3rd Status Update: An application for an HMEP grant was submitted to the Region 1 LEPC for an updating of our area plan on 7/13/2007. We should hear if we will receive the grant in September.

Cal/EPA's 3rd Response: On the next status report, update Cal/EPA on the status of this deficiency.

CUPA's 4th Status Update: As of October 1st, we have been approved for a grant to update our Area Plan. We will be contracting with our consultant within the next two to four weeks. After contracts are signed the process to update the Area Plan will begin.

4. **Deficiency:** The CUPA's annual Business Plan inventory “no change” certification form does not contain all the required statements.

Preliminary Corrective Actions: By July 15, 2005, the CUPA will revise their annual inventory “no change” certification form to include the missing statements.

Cal/EPA’s 1st Response: This deficiency is considered corrected.

5. **Deficiency:** The CUPA is not ensuring that businesses with minor violations return to compliance within 30 days from the date of notice to comply.

Preliminary Corrective Actions: Supervision will coordinate with staff on a monthly basis and ensure staff follow-up appropriately to ensure follow-up on violations to achieve compliance and appropriately document return to compliance. Documentation of the compliance, i.e., signature of business, will be noted into file.

Cal/EPA’s 1st Response: This deficiency is considered corrected.

6. **Deficiency:** The CUPA did not appropriately classify a Hazardous Waste violation during the HWG oversight inspection conducted on May 26, 2005.

Preliminary Corrective Actions: The CUPA will initiate the appropriate enforcement action for this inspection within the 135 days from the date of inspection.

Cal/EPA’s 1st Response: This deficiency is considered corrected.

7. **Deficiency:** The CUPA is not ensuring that businesses are updating or submitting annual Permit by Rule notifications.

Preliminary Corrective Actions: By January 1, 2006, the CUPA will begin requesting annual PBR renewals.

CUPA’s 1st Status Update: We will be adding this requirement to our inspection report forms to ensure that, during inspections, the businesses are notified of the update requirement. At the same time, the notice, via the inspection report, will place a “reminder” in our data base which will notify the inspector of the need for the next year update as the date approaches.

Cal/EPA’s 2nd Response: Please submit the CUPA’s revised PBR inspection report that contains the PBR notification requirement along with the next status report. The CUPA may submit the inspection report before the next status report due date.

CUPA's 3rd Status Update: Please see attached inspection report with addition of PBR Notification requirement.

Cal/EPA's 3rd Response: This deficiency is considered corrected.